



Eric Gonzalez
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KINGS COUNTY**

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Michael Diamond
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5/14/20

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: JOHN RESTAINO

MOS TAX: 902270

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure #1:

MOS RESTAINO WAS ADJUDICATED GUILTY OF THE FOLLOWING DEPARTMENTAL CHARGE DATED 01/14/1998:

ALLEGATION: ON TWO OCCASIONS, MOS RESTAINO DID WRONGFULLY ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY AND DISCIPLINE OF THIS DEPARTMENT IN THAT HE SUBMITTED FALSE ARREST REPORTS TO PAD HIS ARREST.

CASE STATUS: CLOSED ON 04/12/1999

PENALTY: FORFEITURE OF TWENTY (20) VACATION DAYS

Disclosure #2:

MOS RESTAINO ENTERED A PLEA OF GUILTY TO THE FOLLOWING DEPARTMENTAL CHARGES ARISING OUT OF AN INCIDENT OCCURRING ON 07/03/2002:

ALLEGATIONS:

1. ACCIDENTALLY DISCHARGED HIS FIREARM, AND DID FAIL/ NEGLECT TO REPORT SAID FIREARMS DISCHARGE TO HIS PATROL SUPERVISOR.
2. DID FAIL/NEGLECT TO PROPERLY SAFEGUARD HIS FIREARM.

PENALTY: SUSPENDED FOR TWENTY-SIX DAYS AND FORFEITURE OF NINETEEN VACATION DAYS.

Disclosure #3:

MOS RESTAINO PLED GUILTY TO THE FOLLOWING DEPARTMENTAL CHARGES AND SPECIFICATIONS ARISING OUT OF AN INCIDENT ON OR ABOUT AND BETWEEN 12/19/2004 AND 12/27/2004:

ALLEGATION: DID MOVE LOCKERS BELONGING TO ANOTHER MOS TO THE BOILER ROOM OF THE STATIONHOUSE, WITHOUT PERMISSION OR AUTHORITY TO DO SO.

CASE STATUS: CLOSED ON 03/14/2006

PENALTY: FORFEITURE OF FIVE VACATION DAYS AND ONE YEAR PROBATION.

Disclosure #4:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 05/22/2008, AGAINST MOS RESTAINO:
ALLEGATION(S): MOS RESTAINO DID OMIT REQUIRED AND PERTINENT INFORMATION ON AN OFFICIAL NEW YORK CITY PARKING SUMMONS.

CASE STATUS: CLOSED ON 07/27/2009

ACTION TAKEN: SCHEDULE 'B' COMMAND DISCIPLINE AND FORFEITURE OF FIVE VACATION DAYS.

Disclosure #5:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
Terrell Bell	10-CV-2274	E.D.N.Y.	05/18/2010	10/28/2011	Settlement without admission of fault or liability

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